

Todd J. Campbell, of Tennessee, to be United States District Judge for the Middle District of Tennessee.

P. Michael Duffy, of South Carolina, to be United States District Judge for the District of South Carolina.

Kim McLane Wardlaw, of California, to be United States District Judge for the Central District of California.

E. Richard Webber, of Missouri, to be United States District Judge for the Eastern District of Missouri.

(The above nominations were reported with the recommendation that they be confirmed.)

By Mr. PRESSLER, from the Committee on Commerce, Science, and Transportation:

Ernest J. Moniz, of Massachusetts, to be an Associate Director of the Office of Science and Technology Policy.

George D. Milidrag, of Michigan, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Nancy E. McFadden, of California, to be General Counsel of the Department of Transportation.

Charles A. Hunnicutt, of Georgia, to be an Assistant Secretary of Transportation.

Jane Bobbitt, of West Virginia, to be an Assistant Secretary of Commerce.

Gail Clements McDonald, of Maryland, to be Administrator of the Saint Lawrence Seaway Development Corporation for the remainder of the term expiring March 20, 1998.

#### IN THE COAST GUARD

The following officers of the U.S. Coast Guard Permanent Commissioned Teaching Staff at the Coast Guard Academy for promotion to the grade of commander: Kurt J. Colella, George J. Rezendes.

The following cadet of the U.S. Coast Guard Academy for appointment to the grade of ensign: Jordan D. Isaac.

The following Regular officers of the U.S. Coast Guard for promotion to the grade of commander:

James E. Bussey III	Robert J. Wilson IV
Andrew T. Moynihan	Kevin J. Cavanaugh
Timothy R. Quinton	George A. Asseng, Jr.
Curtis J. Ott	Daniel L. Wright
Mark J. Burrows	Kathy A. Hamblett
Michael P. Rand	Michael R. Linzey
Steven D. Hardy	Christine J. Quedens
Kevin E. Dale	Jeff R. Brown
James M. Obernesser	Leroy A. Jacobs, Jr.
Patrick T. Keane	Joseph C. Lichamer
Johnny L. Hollowell	Christopher D. Mills
Paul D. Jewell	Daniel C. Whiting
Earle G. Thomas IV	Neal J. Armstrong
Jack V. Rutz	Robin D. Orr
Jon D. Allen	Kevin L. Maehler
Robert C. Thomson	Tinmothy V. Skuby
John E. Frost	Patrick J. Dietrich
Dennis M. Holland	Harry E. Haynes III
Michael A. Jett	Joseph E. Rodriguez
William D.	David J. Regan
Baumgartner	Jonathon P.
Larry R. White	Benvenuto
Tracy S. Allen	James A. McEwen
Stephen E. Mehling	Michael P. Nerino
Michael C. Ghizzoni	Tamera R. Goodwin
Daniel N. Riehm	Douglas S. Taylor
William R. Marhoffer	Jean M. Butler
Brandt R. Weaver	Franklin R. Alberio
David S. Hill	Robert A. Ball, Jr.
James D. Maes	Gary M. Smialek
Craig M. Juckniess	Robert E. Day, Jr.
Michael A. Neussl	Robert E. Acker
George H. Heintz	Michael E. Raber
Joseph W. Brubaker	Michael D. Inman
Jeffrey H. Barker	Sharon W. Fijalka
Michael D. Hudson	Monyee T. Kazek
Gregory A. Mitchell	Austin P. Callwood
III	Steven P. How
Paul J. Reid	Ian Grunther
Gregory L. Shelton	Jeffrey R. Freeman

Frederick D. Pendleton  
Mark S. Palmquist  
Adolfo D. Ramirez, Jr.  
Margaret E. Jones  
Peter M. Keane  
Blaine H. Hollis  
John C. Williams  
Gregg W. Stewart  
Stephen D. Austin  
Derek H. Rieksts  
Chris Oelschlegel  
Thomas D. Hooper  
James D. Bjostad  
Kevin M. Robb  
Margaret F. Thurber  
Robert L. Kaylor  
Robert M. O'Brien  
Paul A. Francis  
John A. McCarthy  
Donald E. Ouellette  
Terrence W. Carter  
Davalee G. Norton  
Joe Mattina, Jr.

Subject to qualifications provided by law, the following for permanent appointment to the grades indicated in the National Oceanic and Atmospheric Administration.

#### To be captains

Andrew M. Snella	Kenneth W. Perrin
Evelyn J. Fields	Terrance D. Jackson

#### To be commanders

Marlene Mozgala	George E. White
Eric Secretan	Jonathan W. Bailey
Robert W. Maxson	Timothy B. Wright
Gary D. Petrae	Bradford L. Benggio
James C. Gardner, Jr.	Richard S. Brown
Richard R. Behn	Michael W. White
Daniel R. Herlihy	Grady H. Tuell
Gary P. Bulmer	Paul T. Steele
David J. Kruth	Garner R. Yates, Jr.
Dennis A. Seem	Craig N. McLean
Paul E. Pegnato	Philip M. Kenul

#### To be lieutenant commanders

Michael R. Lemon	James D. Rathbun
Jeffrey A. Ferguson	Matthew H. Pickett
Philip S. Hill	Christopher A.
William B. Kearse	Beaverson
John E. Herring	Brian J. Lake
James S. Verlaque	Carl R. Groeneveld
Wiltie A. Creswell III	Guy T. Noll

#### To be lieutenants

Wilbur E. Radford, Jr.	James S. Bosshardt
James A. Illg	Juliana Pikulsky
Steven A. Lemke	Stephen S. Meador
Douglas G. Logan	Lawrence E. Greene
Christopher J. Ward	Daniel S. Morris, Jr.
Michael J. Hoshlyk	Carrie L. Hadden
Denise J. Gruccio	Kelly G. Taggart
Michele A. Finn	John C. George
Matthew J. Wingate	Patrick V. Gajdys
Cynthia M. Ruhsam	Karl F. Mangels
Phillip A. Gruccio	Dante B. Maragni
Barry K. Choy	Heidi L. Johnson
Michael D. Francisco	David A. Score
Ralph R. Rogers	Stephen F. Beckwith
Mark P. Moran	Kenneth A. Baltz
Kimberly R. Cleary	Victor B. Ross III
Pamela K. Haines	Mark S. Hickey
Geoffrey S. Sandorf	Randall J. TeBeest
Katharine A. McNitt	Mark J. Boland
Alan C. Hilton	Heather A. Parker
Richard R. Wingrove	Carolyn M. Sramek
Bjorn K. Larsen	James E. Davis-
Harold E. Orlinsky	Martin
Michael S. Weaver	Stephen J. Thumm
Douglas D. Baird, Jr.	Kurt F. Shubert
Thomas R. Jacobs	Jonathan M. Klay
Graham A. Steward	Joseph G. Evjen
Stephen C. Tosini	Anita L. Lopez
	Anne K. Nimershiem

Ricardo Ramos  
Michael Williamson

Neil D. Weston  
Jennifer A. Young

#### To be ensigns

Jeffrey C. Hagan	Dawn M. Welcher
Eric J. Sipos	Christine M. Shibley
Peter C. Fischel	Leslie A. Redmond
William R. Odell	Richard H. Aldridge
James M. Crocker	Raymond A. Santos
Jeremy M. Adams	Kurt A. Zegowitz
Christopher E.H. Parrish	Mark A. Sramek
Joel R. Becker	Natalie G. Bennett
Jessica J. Walker	Eric J. Christensen
Joel T. Michalski	Russell C. Jones
	Jennifer D. Garte

The following Regular officers of the U.S. Coast Guard for promotion to the grade of captain:

John D. Cook	Richard A. Huwel
Michael J. Pierce	David W. Reed
Robert E. Young	Steven G. Hein
Ronald R. Weston	Thomas C. King, Jr.
James L. House	David W. Mackenzie
Peter K. Mitchell	Jerzy J. Kichner
Thomas W. Sechler	Stephen J. Harvey
Lawrence I. Kiern	Richard J.
Richard A. Koehler	Formisano
Mark A. Fisher	James Rutkovsky
David M. Loerzel	Raymond J. Brown
Daniel F. Ryan II	Thomas J. Mackell
Marcus E. Jorgensen	Walter J. Brawand
Michael E. Saylor	III
Gary Krizanovic	Allen L. Thompson,
Stefan G. Venckus	Jr.
Scott W. Allen	Dan Deputy
James M. Garrett	Robert J. Papp, Jr.
Joseph A. Conroy	Derek A. Capizzi
Joseph P. Brusseau	Robert G. Stevens
James C. Vansice	Dean W. Kutz
Albert F. Suchy IV	Gerald Bowe
Dana A. Goward	Bradford W. Black
John T. O'Connor	John E. Williams
Richard S. Hartman, Jr.	Roger B. Peoples
Robert M. Wicklund	Michael J. Hall
Gary W. Palmer	Thomas G. Gordon
Walter E. Hanson, Jr.	Billy R. Slack
Arthur E. Brookds	Roger A. Whorton
Charles L. Miller	Ben R. Thomason III
Joseph C. Bridger III	Lawrence A. Eppler
Myles S. Boothe	Gary T. Blore
Thomas D. Johns	Lawrence A. Hall
Harvey E. Johnson, Jr.	Dennis J. Innat
Dale G. Gabel	Fred M. Rosa, Jr.
Robert A. Hughes	Craig L.
Michael J. Chaplain	Schnappinger
Domenico A. Diulio	John E. Crowley, Jr.
Kenneth A. Ward	Thomas J. McDaniel
	Harlan Henderson
	Charles T. Lancaster

(The above nominations were reported with the recommendation that they be confirmed.)

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second time by unanimous consent, and referred as indicated:

By Mr. NICKLES:

S. 1406. A bill to authorize the Secretary of the Army to convey to the city of Eufaula, Oklahoma, a parcel of land located at the Eufaula Lake project, and for other purposes; to the Committee on Environment and Public Works.

By Mr. HARKIN:

S. 1407. A bill to amend the Food Security Act of 1985 and the Agricultural Act of 1949 to permit the harvesting of energy crops on conservation reserve land and conservation use acreage for the purpose of generating electric power and other energy products,

and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. HATCH:

S. 1408. A bill to amend the Internal Revenue Code of 1986 to provide that the amount of an overpayment otherwise payable to any person shall be reduced by the amount of past-due, legally enforceable State tax obligations of such person; to the Committee on Finance.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. HATCH (for himself, Mr. LAUTENBERG, Mr. D'AMATO, Mr. MURKOWSKI, Mr. MCCONNELL, Mr. SPENCER, Mr. PELL, Mr. SIMON, Mr. KOHL, Mr. ABRAHAM, and Mr. MOYNIHAN):

S. Res. 193. A resolution deploring individuals who deny the historical reality of the Holocaust and commending the vital, ongoing work of the United States Holocaust Memorial Museum; considered and agreed to.

By Mr. DOLE:

S. Res. 194. A resolution to authorize representation by the Senate Legal Counsel; considered and agreed to.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. HARKIN:

S. 1407. A bill to amend the Food Security Act of 1985 and the Agricultural Act of 1949 to permit the harvesting of energy crops on conservation reserve land and conservation use acreage for the purpose of generating electric power and other energy products, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

##### THE ENERGY CROP PRODUCTION ACT OF 1995

• Mr. HARKIN. Mr. President, I introduce a bill which will provide a broad range of natural resource and energy related benefits to our country. This bill provides support for the development of processes which utilize renewable resources for generation of electricity and other energy products. It lessens our country's dependence on imported oil, supports development of new markets for farmers producing energy crops utilized in this process, and provides positive environmental benefits to the soil, water, and air components of our Nation's natural resources. This bill provides the Secretary of Agriculture authority to permit the production and harvesting of energy crops for the purpose of generating electricity and other energy products on land enrolled in the various acreage reduction programs as well as specifically designated demonstration project areas containing land enrolled in the Conservation Reserve Program.

The future of utilizing renewable resources such as energy crops as a fuel for producing electric power and other energy products is bright. However, as in any emerging technology, support is often needed to develop its full potential. The 1992 Energy Policy Act au-

thorized a Renewable Energy Production Program in support of this concept. The bill I am introducing today complements this effort by not only permitting the production of energy crops on land enrolled in various government programs, but also providing an cost-share incentive to establish these energy crops.

One relatively new scientific finding is the benefit of energy crops with regard to carbon sequestration. Colorado State and Washington State Universities have developed protocols to assess the impact of land enrolled in the Conservation Reserve Program specifically on carbon sequestration. Their initial findings indicate that America's grazed land and Conservation Reserve Program lands offer an extremely important environmental benefit of extracting carbon from the air in an amount equivalent to America's forests. Encouraging the production of energy crops as I am suggesting in this bill will help sustain and expand this natural process enhancing air quality.

With regard to land enrolled in the various acreage reduction programs, this legislation would: (1) authorize the Secretary to permit production and harvesting of energy crops in accordance with a conservation plan, and (2) provide a cost share component for the establishment of these crops.

With regard to land enrolled in the Conservation Reserve Program, this bill would: (1) provide the Secretary of Agriculture authority to permit production and harvesting of energy crops in designated demonstration project areas not exceeding an aggregate of one million acres based on competitive joint industry/landowner proposals, (2) provide a cost share component for the establishment of energy crops, (3) provide for a process by which landowners could identify the level of reduction in their annual CRP rental payments in exchange for the opportunity to participate in this program, and (4) an opportunity for Conservation Reserve Program participants, utilizing these provisions, to extend their contracts.

I am proud to be introducing this bill today and welcome other Senators to cosponsor this beneficial environmental and energy legislation.

Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the bill was ordered to be printed in the RECORD, as follows:

S. 1407

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

##### SECTION 1. SHORT TITLE.

This Act may be cited as the "Energy Crop Production Act of 1995".

##### SEC. 2. FINDINGS.

Congress finds that energy crops—

(1) provide many of the soil and water conservation and wildlife habitat benefits associated with cover already planted on land enrolled in the conservation reserve program;

(2) can be harvested using best management practices without compromising the

conservation benefits being achieved by the conservation reserve program;

(3) can maintain and enhance farm income while allowing land to remain in the conservation reserve program at a reduced cost to the Federal government;

(4) can supply a significant proportion of the energy needs of the United States using domestic resources that are renewable, sustainable, and environmentally beneficial; and

(5) can effectively trap carbon from the atmosphere and provide air quality benefits.

##### SEC. 3. HARVESTING OF ENERGY CROPS ON CONSERVATION RESERVE LAND.

Section 1232 of the Food Security Act of 1985 (16 U.S.C. 3832) is amended by adding at the end the following:

"(f) ENERGY CROPS.—

"(1) DEFINITION OF ENERGY CROP.—In this subsection, the term 'energy crop' means a herbaceous perennial grass, a short rotation woody coppice species of tree, or other crop, that may be used to generate electric power or other energy product, as determined by the Secretary in consultation with the State technical committee for a State established under section 1261.

"(2) HARVESTING OF ENERGY CROPS IN DESIGNATED DEMONSTRATION AREAS.—In not more than 10 demonstration project areas not exceeding a total of 1,000,000 acres (based on an evaluation by the Secretary of joint industry and landowner proposals to designate areas as demonstration project areas), the Secretary shall permit an owner or operator of land, located within a demonstration project area, that is subject to a contract entered into under this subtitle to harvest an energy crop on the land if the owner or operator—

"(A) carries out appropriate conservation measures and practices on the land;

"(B) harvests energy crops in accordance with this subsection on not more than 75 percent of the land that is subject to the contract, in accordance with a conservation plan and in a manner and at times of the year that ensure that soil, water, and wildlife habitat subject to the conservation reserve program as a whole are not compromised;

"(C) if harvesting of energy crops on the land is discontinued, maintains grasses or trees on the land for the duration of the contract; and

"(D) submits a bid under paragraph (3) that is accepted by the Secretary.

"(3) BIDS.—To carry out this subsection, the Secretary shall establish a bid system under which an owner or operator of land that is subject to a contract entered into under this subtitle may offer to reduce the rental payments that would otherwise be payable under the contract in exchange for permission to harvest an energy crop on the land.

"(4) COST-SHARING.—The Secretary shall pay an owner or operator of land described in paragraph (2) 50 percent of the cost of converting land under the contract that is planted to grasses not identified as an energy crop to the production of an energy crop.

"(5) DURATION.—The Secretary shall permit an owner or operator described in paragraph (2)—

"(A) to extend a contract entered into under this subtitle for not to exceed 5 years; and

"(B) on expiration of a contract entered into under this subtitle, obtain a priority, at an appropriate rental rate, for reenrollment of the land subject to the contract."

##### SEC. 4. HARVESTING OF ENERGY CROPS ON CONSERVATION USE ACREAGE.

Section 503 of the Agricultural Act of 1949 (7 U.S.C. 1463) is amended—